

U.S. DEPARTMENT OF COMMERCE, PATENT AND TRADEMARK OFFICE		DATE: 18 February 2005 (18.02.2005)
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		U.S. APPLICATION NO. (if known): Not Yet Assigned: 10/524815
INTERNATIONAL APPLICATION NO.: PCT/EP2003/009254	INTERNATIONAL FILING DATE: 21 August 2003 (21.08.2003)	PRIORITY DATE CLAIMED: 23 August 2002 (23.08.2002) DE
TITLE OF INVENTION: PROPHYLAXIS AND TREATMENT OF INFECTIOUS DISEASES		
APPLICANT(S) FOR DO/EO/US: GULBINS, Erich		
Applicant hereby submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
<p>1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.</p> <p>2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.</p> <p>3. <input checked="" type="checkbox"/> This express request to begin national examination procedures (35 USC 371(f)) The submission must include items(5), (6), (9) and (21) indicated below.</p> <p>4. <input checked="" type="checkbox"/> The US has been elected by the expiration of 19 months from the priority date(Article31)</p> <p>5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)):</p> <p style="margin-left: 40px;">a. <input checked="" type="checkbox"/> is transmitted herewith (required only if not transmitted by the International Bureau).</p> <p style="margin-left: 40px;">b. <input type="checkbox"/> has been communicated by the International Bureau.</p> <p style="margin-left: 40px;">c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US)</p> <p>6. <input checked="" type="checkbox"/> A English translation of the International Application as filed (35 U.S.C. 371(c)(2)).</p> <p>7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))</p> <p style="margin-left: 40px;">a. <input type="checkbox"/> are attached hereto (required only if not transmitted by the International Bureau).</p> <p style="margin-left: 40px;">b. <input type="checkbox"/> have been communicated by the International Bureau.</p> <p style="margin-left: 40px;">c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.</p> <p style="margin-left: 40px;">d. <input checked="" type="checkbox"/> have not been made and will not be made.</p> <p>8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</p> <p>9. <input type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).</p> <p>10. <input type="checkbox"/> A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).</p> <p>ITEMS 11 to 20 BELOW CONCERN OTHER DOCUMENT(S) OR INFORMATION INCLUDED:</p> <p>11. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.</p> <p>12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.</p> <p>13. <input checked="" type="checkbox"/> A FIRST preliminary amendment.</p> <p>14. <input type="checkbox"/> A SECOND or SUBSEQUENT preliminary amendment</p> <p>15. <input type="checkbox"/> A substitute specification.</p> <p>16. <input type="checkbox"/> A change of power of attorney and/or address letter.</p> <p>17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter2 and 35 USC 1821 - 1825</p> <p>18. <input type="checkbox"/> A second copy of the published international application under 35 USC 154(d)(4)</p> <p>19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 USC 154(d)(4)</p> <p>20. <input type="checkbox"/> Other items or information:</p> <p style="margin-left: 40px;">TRANSMITTAL FORM; FEE CALCULATION; INTERNATIONAL PUBLICATION 2004/017949 A2 WITH INTERNATIONAL PUBLICATION DATE 04 MARCH 2004 (04.03.2004) WITH ENGLISH TRANSLATION WHICH CONSISTS OF 30 PAGES INCLUDING : 1 PAGE VERIFICATION OF TRANSLATION; 1 COVER SHEET CONTAINING THE ABSTRACT; 19 PAGES TEXTUAL SPECIFICATION, 3 PAGES OF 18 CLAIMS; 6 SHEETS DRAWINGS; PRELIMINARY AMENDMENT WITH ATTACHMENT A TO BE EXAMINED; UNEXECUTED INVENTOR'S DECLARATION; INTERNATIONAL PUBLICATION WO 2004/017949 A3 INTERNATIONAL SEARCH REPORT PCT/ISA/210; PCT/IB/304 NOTIFICATION CONCERNING TRANSMITTAL OF PRIORITY DOCUMENT; REQUEST.</p>		

ATTORNEY'S DOCKET NO: 26610U

U.S. APPLICATION NO. (if known) not yet assigned 10/524815	INTERNATIONAL APPLICATION NO. PCT/EP2003/009254	DATE: 18 February 2005 (18.02.2005)
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17. x The following fees are submitted:

Basic National Fee (37 CFR 1.492(a)(1)-(5):
with National Stage Search Fee and
National Stage Examination fee.....\$ 1000.00

CALCULATIONSPTO USE ONLY

\$ 1,000.00

\$ 1,000.00

ENTER APPROPRIATE BASIC FEE AMOUNT =

Surcharge of \$130.00 for furnishing the oath or declaration later than ___ 20
___ 30 months from the earliest claimed priority date (37 CFR 1.492(e)).

\$

CLAIMS	NO. FILED	NO. EXTRA	RATE		
TOTAL	22 -20 =	2	X \$ 50.00	\$	100.00
INDEPENDENT	6 -3 =	3	X \$ 200.00	\$	600.00
Multiple dependent claims(s) (if applicable)			+ \$360.00	\$	360.00
TOTAL OF ABOVE CALCULATIONS =				\$.00
Reduction by 2 for asserting small entity, if applicable. (Note 37 CFR 1.9, 1.27, 1.28).				\$	2,060.00
SUBTOTAL =				\$	1,030.00
Processing fee of \$130.00 for furnishing the English translation later than ___ 20 ___ 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				\$	0.00
TOTAL NATIONAL FEE =				\$	1,030.00
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property +				\$	0.00
TOTAL FEES ENCLOSED =				\$	1,030.00
				Amount to be:	
				refunded	\$
				charged	\$

ATTORNEY'S DOCKET NO: 26610U

U.S. APPLICATION NO. (if known) not yet assigned 10/524815	INTERNATIONAL APPLICATION NO. PCT/EP2003/009254	DATE <u>18</u> February 2005 (<u>18</u> .02.2005)
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a. ☒ One check in the aggregate amount of \$ 1,030.00 to cover the above fees is enclosed.

b. ☐ Please charge my Deposit Account No. 14-0112 in the amount of \$ _____ to cover the above fees. (A duplicate copy of this sheet is enclosed.)

c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 14-0112.


d. Fees are to be charged to a credit card ☐ WARNING: Information on this form may become public ☐ Credit Card Information should not be included on this form. ☐ Provide credit card information and authorization on PTO-2038

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed to request that the application be restored to pending status.

Send All Correspondence To:

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

DT05 Rec'd PCT/PTO 18 FEB 2005

GULBINS, Erich

International Application No. PCT/EP2003/009254

Serial No. NOT YET ASSIGNED

International Filing Date: 21 August 2003 (21.08.2003)

Filed: February 18, 2005

For: PROPHYLAXIS AND TREATMENT OF INFECTIOUS DISEASES

TRANSMITTAL LETTER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Submitted herewith for filing in the U.S. Patent and Trademark Office is the following:

- (1) Transmittal Letter
- (2) Transmittal Letter To U.S. Designated/Elected Office
(DO/EO/US) Concerning Filing under 35 U.S.C. 371
- (3) International Publication No: WO 2004/017949 A2
International Publication Date: 04 March 2004 2003
(04.03.2004) with English translation which consists of 30 pages including:
 - 1 page Verification of Translation,
 - 1 cover page containing the Abstract,
 - 19 pages Textual Specification,
 - 3 pages of 18 claims,
 - 6 sheets of Drawings;
- (4) Preliminary Amendment with Attachment A to be examined;
- (5) Unexecuted Inventor's Declaration;
- (6) International Publication WO 2004/017949 A3 with International Search Report PCT/ISA/210;
- (7) PCT/IB/304 Notification Concerning Transmittal of Priority Document;
- (8) Request;
- (9) Check No. 22628 \$1,030.00 for Basic National Fee, Search fee, Examination Fee, extra total and independent claims fee and Multiple Dependent Claims Fee as a small entity;
- (10) Postcard for early notification of serial number.

Respectfully submitted,

NATH & ASSOCIATES PLLC

By: 

Gary M. Nath
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Tanya E. Harkins
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Customer No. 20529

Date: February 18, 2005
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